

PHILLIP A. TALBERT  
United States Attorney  
KEVIN C. KHASIGIAN  
Assistant U. S. Attorney  
501 I Street, Suite 10-100  
Sacramento, CA 95814  
Telephone: (916) 554-2700

Attorneys for the United States

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

APPROXIMATELY \$106,590.00 IN U.S.  
CURRENCY,

Defendant.

2:20-MC-00311-WBS-CKD

STIPULATION AND ORDER EXTENDING  
TIME FOR FILING A COMPLAINT FOR  
FORFEITURE AND/OR TO OBTAIN AN  
INDICTMENT ALLEGING FORFEITURE

It is hereby stipulated by and between the United States of America and claimant Adrian Ortega ("claimant"), by and through their respective counsel, as follows:

1. On September 29, 2020, the claimant filed a claim in the administrative forfeiture proceedings with the Federal Bureau of Investigation with respect to the Approximately \$106,590.00 in U.S. Currency (hereafter "defendant currency"), which was seized on June 23, 2020.

2. The Federal Bureau of Investigation has sent the written notice of intent to forfeit required by 18 U.S.C. § 983(a)(1)(A) to all known interested parties. The time has expired for any person to file a claim to the defendant currency under 18 U.S.C. § 983(a)(2)(A)-(E), and no person other than the claimant has filed a claim to the defendant currency as required by law in the administrative forfeiture proceeding.

3. Under 18 U.S.C. § 983(a)(3)(A), the United States is required to file a complaint for forfeiture against the defendant currency and/or to obtain an indictment alleging that the defendant

1 currency is subject to forfeiture within ninety days after a claim has been filed in the administrative  
2 forfeiture proceedings, unless the court extends the deadline for good cause shown or by agreement of  
3 the parties. That deadline was December 18, 2020.

4 4. By Stipulation and Order filed December 18, 2020, the parties stipulated to extend to  
5 March 18, 2021, the time in which the United States is required to file a civil complaint for forfeiture  
6 against the defendant currency and/or to obtain an indictment alleging that the defendant currency is  
7 subject to forfeiture.

8 5. By Stipulation and Order filed March 19, 2021, the parties stipulated to extend to May  
9 17, 2021, the time in which the United States is required to file a civil complaint for forfeiture against  
10 the defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to  
11 forfeiture.

12 6. By Stipulation and Order filed May 18, 2021, the parties stipulated to extend to August  
13 16, 2021, the time in which the United States is required to file a civil complaint for forfeiture against  
14 the defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to  
15 forfeiture.

16 7. By Stipulation and Order filed August 17, 2021, the parties stipulated to extend to  
17 October 15, 2021, the time in which the United States is required to file a civil complaint for forfeiture  
18 against the defendant currency and/or to obtain an indictment alleging that the defendant currency is  
19 subject to forfeiture.

20 8. By Stipulation and Order filed October 18, 2021, the parties stipulated to extend to  
21 December 14, 2021, the time in which the United States is required to file a civil complaint for  
22 forfeiture against the defendant currency and/or to obtain an indictment alleging that the defendant  
23 currency is subject to forfeiture.

24 9. By Stipulation and Order filed December 20, 2021, the parties stipulated to extend to  
25 February 14, 2022, the time in which the United States is required to file a civil complaint for forfeiture  
26 against the defendant currency and/or to obtain an indictment alleging that the defendant currency is  
27 subject to forfeiture.

28 ///

1           10. By Stipulation and Order filed February 15, 2022, the parties stipulated to extend to  
2 March 16, 2022, the time in which the United States is required to file a civil complaint for forfeiture  
3 against the defendant currency and/or to obtain an indictment alleging that the defendant currency is  
4 subject to forfeiture.

5           11. By Stipulation and Order filed March 15, 2022, the parties stipulated to extend to May  
6 16, 2022, the time in which the United States is required to file a civil complaint for forfeiture against  
7 the defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to  
8 forfeiture.

9           12. By Stipulation and Order filed May 16, 2022, the parties stipulated to extend to July 15,  
10 2022, the time in which the United States is required to file a civil complaint for forfeiture against the  
11 defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to  
12 forfeiture.

13           13. By Stipulation and Order filed July 14, 2022, the parties stipulated to extend to  
14 September 13, 2022, the time in which the United States is required to file a civil complaint for  
15 forfeiture against the defendant currency and/or to obtain an indictment alleging that the defendant  
16 currency is subject to forfeiture.

17           14. By Stipulation and Order filed September 19, 2022, the parties stipulated to extend to  
18 September 13, 2022, the time in which the United States is required to file a civil complaint for  
19 forfeiture against the defendant currency and/or to obtain an indictment alleging that the defendant  
20 currency is subject to forfeiture.

21           15. By Stipulation and Order filed November 14, 2022, the parties stipulated to extend to  
22 January 9, 2023, the time in which the United States is required to file a civil complaint for forfeiture  
23 against the defendant currency and/or to obtain an indictment alleging that the defendant currency is  
24 subject to forfeiture.

25           16. As provided in 18 U.S.C. § 983(a)(3)(A), the parties wish by agreement to further  
26 extend to March 10, 2023, the time in which the United States is required to file a civil complaint for  
27 forfeiture against the defendant currency and/or to obtain an indictment alleging that the defendant  
28 currency is subject to forfeiture.

1 17. Accordingly, the parties agree that the deadline by which the United States shall be  
2 required to file a complaint for forfeiture against the defendant currency and/or to obtain an indictment  
3 alleging that the defendant currency is subject to forfeiture shall be extended to March 10, 2023.

4 DATED: 01/09/2023

PHILLIP A. TALBERT  
United States Attorney

5  
6 By: /s/ Kevin C. Khasigian  
KEVIN C. KHASIGIAN  
Assistant U.S. Attorney


7  
8 DATED: 01/06/2023

/s/ Robert L. Forkner  
ROBERT L. FORKNER  
Attorney for claimant Adrian Ortega

9  
10 (Authorized via email)

11  
12 IT IS SO ORDERED.

13 Dated: January 9, 2023

14   
WILLIAM B. SHUBB  
UNITED STATES DISTRICT JUDGE